IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

MATTERS NOTIFIED AT SERIAL NOS.1 TO 140

(EXCEPT SERIAL NO.6), 198, 200, 207 & 208

ON THE BOARD DATED 9TH JANUARY 2006

CAUSE TITLES AND APPEARANCES AS NOTIFIED

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CORAM: A.M.KHANWILKAR, J.

JANUARY 9, 2006.

P.C.

1. All these matters are listed with office objection(s), inter alia, pertaining to the office objections not removed/unserved notices/Bhatta not paid, etc. I propose to pass a common order in the following terms:

(A) In cases where Bhatta Charges are not paid so far, due to which notice(s) could not be issued, the Petitioner(s)/Appellant(s)/Applicant(s) are directed to pay Bhatta Charges within ONE WEEK from today, failing which, the Petition/Application/ Revision/Appeal shall stand dismissed for

non-prosecution, without further reference to the Court. On payment of Bhatta Charges, Office to issue notice. In addition to Court notice, the Petitioner(s)/Appellant(s)/Applicant(s) shall serve the unserved Respondent(s) by Advocate’s notice, either personally or through R.P.A.D./speed post/ courier/e-mail/fax and file affidavit of service within TEN WEEKS from today, failing which, the Petition/Application/Revision/Appeal to stand dismissed for non-prosecution, without further reference to the Court.

(B) In cases where no action is taken by the Petitioner(s)/Appellant(s)/Applicant(s) in respect of Respondent(s) who are reported to be dead, the Petition/Application/Revision/Appeal to stand dismissed for non-prosecution and/or abated.

(C) In cases where any of the Respondent(s) has/have not been served so far, for whatever reasons, the Petitioner(s)/ Appellant(s)/ Applicant(s) to take steps to serve the unserved Respondent(s) within TEN WEEKS from today by Advocate’s notice, either personally or through

R.P.A.D./Speed Post/Courier/e-mail/fax and to file affidavit of service before that date, failing which, concerned Petition/Application/ Revision/Appeal to stand dismissed for non-prosecution, without further reference to the Court.

(D) In cases where no steps have been taken by the Petitioner(s)/Appellant(s)/Applicant(s) to serve the unserved Respondent(s) and/or have failed to comply with the Court’s order to file affidavit of service within the stipulated time, the Petition/Application/Revision/Appeal to stand dismissed for non-prosecution.

(E) In cases where Bhatta charges are paid late, due to which notice(s) has/have not been issued, delay in payment of Bhatta Charges is condoned. Returnable date is extended. Office to proceed accordingly. In addition to Court notice, the Petitioner(s)/Appellant(s)/Applicant(s) shall serve the unserved Respondent(s) by Advocate’s notice either personally or through R.P.A.D./speed post/courier/e-mail/fax and file affidavit of

service within TEN WEEKS from today, failing which, the Petition/Application/Revision/Appeal to stand dismissed for non-prosecution without further reference to the Court.

(F) In cases where notices have not been issued by the office for whatever reason the returnable date in those cases is extended by TEN weeks from today. In addition to court notice, the Petitioner(s)/Appellant(s)/Applicant(s) shall serve the concerned Respondent(s) by advocate’s notice either personally or through R.P.A.D./speed post/courier/e-mail/fax and file affidavit of service within TEN weeks from today, failing which the Petition/Application/Revision/Appeal to stand dismissed for non-prosecution without further reference to the Court.

(G) In case of any other office objection(s), the Petitioner(s)/Appellant(s)/Applicant(s) to take steps to remove the same within TEN WEEKS from today, failing which, the Petition/Application/ Revision/Appeal to stand dismissed for non-prosecution, without further reference to the

Court.

(H) In cases where office objection regarding non-filing of English translation is raised, the

same is dispensed with for the time being.

(I) In cases where office remark indicates that R & P is not received, Office to take immediate steps to ensure that R & P is received before the next date of hearing, if required, by requisitioning the same through special messenger.

(J) If conditional order is complied in time in the above matters, the respective matter will be listed under appropriate caption on the following dates:

Sr.Nos.	**Returnable Dates**
1 to 5	03/04/2006
7 to 10	04/04/2006
11 to 15	05/04/2006
16 to 20	07/04/2006
21 to 25	10/04/2006
26 to 30	12/04/2006
31 to 35	13/04/2006
36 to 40	17/04/2006
41 to 45	18/04/2006

46 to 50	19/04/2006
51 to 55	20/04/2006
56 to 60	21/04/2006
61 to 65	24/04/2006
66 to 70	25/04/2006
71 to 75	26/04/2006
76 to 80	27/04/2006
81 to 85	28/04/2006
86 to 90	02/05/2006
91 to 95	03/05/2006
96 to 100 & 198	04/05/2006
101 to 105 & 200	05/05/2006
106 to 110	05/06/2006
111 to 115	06/06/2006
116 to 120	07/06/2006
121 to 125	08/06/2006
126 to 130	09/06/2006
131 to 135	12/06/2006
136 to 140	13/06/2006
207 & 208	14/06/2006

(K) Ad-interim order granted in any of the above said matters, if any, to continue till the

respective assigned date.

. Ordered accordingly.

A.M.KHANWILKAR, J.